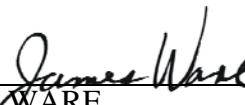


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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
9 SAN JOSE DIVISION  
10 Charles Vaney Queen, NO. C 99-21067 JW  
11 Plaintiff,  
12 v.  
13 Anthony C. Newland,  
14 Defendant.  
15 \_\_\_\_\_ /

16 In light of the parties' failure to file the required joint status report, the Court vacates the  
17 evidentiary hearing currently set for January 29, 2007. Upon receipt of the joint status report on  
18 **January 19, 2007**, as required by the Court's January 4, 2007 Order (see Docket Item No. 50), the  
19 Court will reset the evidentiary hearing.

20 Dated: January 16, 2007

21   
22 JAMES WARE  
23 United States District Judge  
24  
25  
26  
27  
28

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Barry L. Morris [barrymorris@mac.com](mailto:barrymorris@mac.com)  
3 Ross C. Moody [ross.moody@doj.ca.gov](mailto:ross.moody@doj.ca.gov)

4 **Dated: January 16, 2007**

5 **Richard W. Wiking, Clerk**

6 **By: /s/ JW Chambers**  
7 **Elizabeth Garcia**  
8 **Courtroom Deputy**